

MILLS & ONELLO LLP

ATTORNEYS AT LAW
INTELLECTUAL PROPERTY LAW

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STATUS AND ENTITY
BRANCH

2004 MAR 30 PM 3:47

FACSIMILE: (617) 742-7774

March 23, 2004

#181 Reg for
renewal
04-26-04

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Attn: Deposit Account

Re: U.S. Patent Application No. 10/054,084, filed January 22, 2002
Our Reference: BRD-0002CIP2
Deposit Account No.: 501798

Dear Sirs:

After reviewing our February 2004 Monthly Statement of Deposit Account (copy attached), we noticed charges totaling \$900 in the referenced patent application. The statement included two postings for the referenced application, a charge of \$770 in the referenced patent application for fee code 1801 (Request for Continued Examination (RCE)) and a charge of \$130 under fee code 1460 (Petitions to the Commissioner). We agree with the \$130 charge, as a petition was filed with the RCE on February 20, 2004 (copy attached).

We believe that the charge of \$770 is incorrect, since Small Entity status has been claimed in the application. We therefore believe that a credit is due for half of the \$770 charge, or \$385.

We respectfully request that this matter be reviewed, and that our deposit account 501798 be credited in the amount of \$385. Please feel free to contact us if we can answer any questions regarding this matter.

Very truly yours,

MILLS & ONELLO LLP

Date:

March 23, 2004
MILLS & ONELLO LLP

Eleven Beacon Street, Suite 605

Boston, Massachusetts 02108

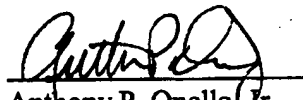
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APO/las

Enclosures

J:\BRD\0002CIP2\depaccountltr.wpd



Anthony P. Onello, Jr.

Registration No.: 38,572

Attorney for Applicant

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Deposit Account Statement

Requested Statement Month:

February 2004

Deposit Account Number:

501798

Name:

MILLS & ONELLO LLP

Attention:

LISA A SANDERS

Address:

ELEVEN BEACON STREET

City:

BOSTON

State:

MA

Zip:

02108

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
02/02	351	10649556	SAM0450	8007	\$20.00	\$12,663.00
02/02	569	10459943	SAM-0445	8007	\$20.00	\$12,643.00
02/05	17	10690324	SAM-0442	8007	\$60.00	\$12,583.00
02/20	117	10054084	BRD-0002CIP2 1480		\$130.00	\$12,453.00
02/20	118	10054084	BRD-0002CIP2 1801		\$770.00	\$11,683.00
02/25	139	09679699	SAM-147	1504	\$270.00	\$11,413.00
02/25	141	09679699	SAM-147	8001	\$30.00	\$11,383.00
02/25	332	60442465	MIT-10000JP	8007	\$20.00	\$11,363.00
02/25	333	10701799	MIT-10000JP	8007	\$20.00	\$11,343.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$12,683.00	\$1,340.00	\$0.00	\$11,343.00

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UNITED STATES PATENT AND TRADEMARK OFFICE

Effective October 1, 2003

STATUS AND ENTITY
BRANCH

Any fee amount paid on or after October 1, 2003, must be paid in the revised amount.
The fees subject to reduction for small entities that have established status (37 CFR 1.27) are shown in a separate column.
For additional information, please contact the General Information Services Division at (703) 308-4357 or (800) 786-9199.

Fee Code	37 CFR	Description	Fee	Small Entity Fee (if applicable)
Patent Application Filing Fees				
1001/2001	1.16(a)	Basic filing fee - Utility	770.00	385.00
1201/2201	1.16(b)	Independent claims in excess of three	86.00	43.00
1202/2202	1.16(c)	Claims in excess of twenty	18.00	9.00
1203/2203	1.16(d)	Multiple dependent claim	290.00	145.00
1051/2051	1.16(e)	Surcharge - Late filing fee or oath or declaration	130.00	65.00
1002/2002	1.16(f)	Design filing fee	340.00	170.00
1007/2007	1.16(f)	Design filing fee (CPA)	340.00	170.00
1003/2003	1.16(g)	Plant filing fee	530.00	265.00
1004/2004	1.16(h)	Reissue filing fee	770.00	385.00
1009/2009	1.16(h)	Reissue filing fee (CPA)	770.00	385.00
1204/2204	1.16(i)	Reissue independent claims over original patent	86.00	43.00
1205/2205	1.16(j)	Reissue claims in excess of 20 and over original patent	18.00	9.00
1005/2005	1.16(k)	Provisional application filing fee	160.00	80.00
1052/2052	1.16(l)	Surcharge - Late provisional filing fee or cover sheet	50.00	25.00
1053	1.17(i)	Non-English specification	130.00	
Patent Post-Allowance Fees				
1501/2501	1.18(a)	Utility issue fee	1,330.00	665.00
1502/2502	1.18(b)	Design issue fee	480.00	240.00
1503/2503	1.18(c)	Plant issue fee	640.00	320.00
1504	1.18(d)	Publication fee for early, voluntary, or normal publication	300.00	
1505	1.18(d)	Publication fee for republication	300.00	
Patent Maintenance Fees				
1551/2551	1.20(e)	Due at 3.5 years	910.00	455.00
1552/2552	1.20(f)	Due at 7.5 years	2,090.00	1,045.00
1553/2553	1.20(g)	Due at 11.5 years	3,220.00	1,610.00
	1.20(h)	Surcharge - Late payment within 6 months	130.00	65.00
1557	1.20(i)(1)	Surcharge after expiration - Late payment is unavoidable	700.00	
1558	1.20(i)(2)	Surcharge after expiration - Late payment is unintentional	1,640.00	
Miscellaneous Patent Fees				
1801/2801	1.17(e)	Request for continued examination (RCE) (see 37 CFR 1.114)	770.00	385.00
1808	1.17(i)	Processing fee, except in provisional applications	130.00	
1803	1.17(i)	Request for voluntary publication or republication	130.00	
1802	1.17(k)	Request for expedited examination of a design application	900.00	
1804	1.17(n)	Request for publication of SIR - Prior to examiner's action	920.00*	
1805	1.17(o)	Request for publication of SIR - After examiner's action	1,840.00*	
1806	1.17(p)	Submission of an Information Disclosure Statement	180.00	
1807	1.17(q)	Processing fee for provisional applications	50.00	
1809/2809	1.17(r)	Filing a submission after final rejection (see 37 CFR 1.129(a))	770.00	385.00
1810/2810	1.17(s)	For each additional invention to be examined (see 37 CFR 1.129(b))	770.00	385.00
1811	1.20(a)	Certificate of correction	100.00	
1812	1.20(c)(1)	Request for ex parte reexamination	2,520.00	
1813	1.20(c)(2)	Request for inter partes reexamination	8,800.00	
1814/2814	1.20(d)	Statutory disclaimer	110.00	55.00

* Reduced by basic filing fee paid.

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Fee Code	37 CFR	Description	Fee	Small Entity Fee (if applicable)
Patent Application Extension Fees				
1251/2251	1.17(a)(1)	Extension for response within first month	110.00	55.00
1252/2252	1.17(a)(2)	Extension for response within second month	420.00	210.00
1253/2253	1.17(a)(3)	Extension for response within third month	950.00	475.00
1254/2254	1.17(a)(4)	Extension for response within fourth month	1,480.00	740.00
1255/2255	1.17(a)(5)	Extension for response within fifth month	2,010.00	1,005.00
Patent Appeals/Interference Fees				
1401/2401	1.17(b)	Notice of appeal	330.00	165.00
1402/2402	1.17(c)	Filing a brief in support of an appeal	330.00	165.00
1403/2403	1.17(d)	Request for oral hearing	290.00	145.00
Patent Petition Fees				
1460	1.17(h)	Petitions to the Commissioner, unless otherwise specified	130.00	
1451	1.17(j)	Petition to institute a public use proceeding	1,510.00	
1452/2452	1.17(l)	Petition to revive unavoidably abandoned application	110.00	55.00
1453/2453	1.17(m)	Petition to revive unintentionally abandoned application	1,330.00	665.00
1454	1.17(t)	Acceptance of an unintentionally delayed claim for priority	1,330.00	
1455	1.18(e)	Filing an application for patent term adjustment	200.00	
1456	1.18(f)	Request for reinstatement of term reduced	400.00	
1457	1.20(j)(1)	Extension of term of patent	1,120.00	
1458	1.20(j)(2)	Initial application for interim extension (see 37 CFR 1.790)	420.00	
1459	1.20(j)(3)	Subsequent application for interim extension (see 37 CFR 1.790)	220.00	
PCT Fees - National Stage				
1609/2609	1.492(a)(1)	IPEA - U.S.	730.00	365.00
1610/2610	1.492(a)(2)	ISA - U.S.	770.00	385.00
1611/2611	1.492(a)(3)	USPTO not ISA or IPEA	1,080.00	540.00
1612/2612	1.492(a)(4)	Claims meet PCT Article 33(1)-(4) - IPEA - U.S.	100.00	50.00
1613/2613	1.492(a)(5)	Filing with EPO or JPO search report	920.00	460.00
1614/2614	1.492(b)	Claims - extra independent (over three)	86.00	43.00
1615/2615	1.492(c)	Claims - extra total (over twenty)	18.00	9.00
1616/2616	1.492(d)	Claims - multiple dependent	290.00	145.00
1617/2617	1.492(e)	Oath or declaration after twenty or thirty months from priority date	130.00	65.00
1618	1.492(f)	English translation after twenty or thirty months from priority date	130.00	
1619		Late payment fee	130.00	
1620		Confirmed precautionary designation - confirmation portion	52.00*	
1621		Transmitting application to Intl. Bureau to act as a receiving office	240.00	
1624		Confirmed precautionary designation - designation portion	104.00*	
PCT Fees - International Stage				
1601	1.445(a)(1)	Transmittal fee	240.00	
1602	1.445(a)(2)	PCT search fee - no U.S. application	700.00	
1603	1.445(a)(2)	PCT search - prior U.S. application	450.00	
1604	1.445(a)(3)	Supplemental search per additional invention	210.00	
1605	1.482(a)(1)	Preliminary examination fee - ISA was the U.S.	490.00	
1606	1.482(a)(1)	Preliminary examination fee - ISA not the U.S.	750.00	
1607	1.482(a)(2)	Additional invention - ISA was the U.S.	140.00	
1608	1.482(a)(2)	Additional invention - ISA not the U.S.	270.00	
PCT Fees to WIPO or EPO				
1702		Basic application fee (first thirty pages)	476.00*	
1703		Basic supplemental fee (for each page over thirty)	12.00*	
1704		International search (EPO)	1,119.00*	
1705		Handling fee	172.00*	
1707		Designation fee per country	104.00*	
1708		International CD cases	4,800.00*	

* WIPO and EPO fees subject to periodic change due to fluctuations in exchange rate. Refer to the *Official Gazette of the United States Patent and Trademark Office* for current amounts.

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